IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO. 350 OF 2006

Pooja Estate Consultant & Construction
and another .. Petitioner

versus

Maharashtra Housing and Area
Development Authority & ors .. Respondents

...

Mr.S.S. Deshmukh for the petitioner.

CORAM : D.G. KARNIK, J

DATED : 7th October 2006

P.C.:

1. Heard learned counsel for the petitioner.

2. The petitioner alleges that respondents have committed breach of the order dated 25th February 2005 passed by the Division Bench of this Court in Writ Petition no.10243 of 2004. He invites my attention to page no.53 and states that flat no.603 in building

no.22-A was allotted on 22nd February 2005 after the order of the Division Bench and that issuing an advertisement in the newspaper as directed by the court.

3. I have perused the order dated 25th February 2005. The said order relates to the allotment of flat in building no.22 and 23 and not in respect of the flat in building no.22-A. Learned counsel was unable to point out any order in respect of flat no.603 situate in building no.22-A or for that matter in respect of any flat in building no.22-A. In the circumstances, prima facie no breach of the order is established. Hence, Contempt Petition is dismissed summarily.

(D.G. KARNIK, J)